

1 BILL NO. S-79-07-26

2 SPECIAL ORDINANCE NO. S-142-79

3
4 AN ORDINANCE AUTHORIZING HOOSIER
5 TERMINAL COMPANY TO ASSIGN A LEASE
6 DATED 9/15/76 AND TO AUTHORIZE
7 GLADIEUX REFINERY, INC. A NOTE AND
8 MORTGAGE DATED 9/15/76 IN THE ORIGINAL
9 AMOUNT OF \$710,000.00.

10 WHEREAS on 9/15/76, City of Fort Wayne entered into a
11 lease with Hoosier Terminal Company and a note and mortgage in
12 the sum of \$710,000.00 for construction of an Economic Development
13 facility and,

14 WHEREAS Hoosier Terminal Company now desires to assign
15 all of its interest in said lease to Gladieux Refinery, Inc;

16 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
17 OF THE CITY OF FORT WAYNE, INDIANA, THAT:

18 SECTION 1. That Hoosier Terminal Company be authorized
19 to assign a certain lease for economic development facilities
20 dated 9/15/76 to Gladieux Refinery, Inc.

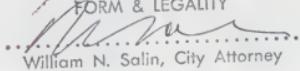
21 SECTION 2. That Gladieux Refinery, Inc. be authorized
22 to assume the liability of Hoosier Terminal Company without
23 releasing Hoosier Terminal Company from liability.

24 SECTION 3. That the assignment and assumption set
25 forth in Sections 1 and 2 of this ordinance shall not be effective
26 unless written consent of the Trustee of the Bond issue and
27 unanimous written consent of the bondholder is obtained prior
28 to any assignment or assumption.

29 SECTION 4. This Ordinance shall be in full force and
30 effect from and after its passage and approval by the Mayor.

31
32 Vivian A. Schmidt
33 Councilman

34 APPROVED AS TO
35 FORM & LEGALITY


William N. Salin, City Attorney

Hengs and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers City County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____ at _____ o'clock M., E.S.T.

DATE: 7-24-79

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by J. Schmidt,
seconded by Hengs, and duly adopted, placed on its passage.
PASSED ~~(LOST)~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
OTAL VOTES	<u>8</u>	<u>0</u>	—	<u>1</u>	—
URNS	<u>X</u>	—	—	—	—
INGA	<u>X</u>	—	—	—	—
UNTER	<u>X</u>	—	—	—	—
OSSES	<u>X</u>	—	—	—	—
UCKOLS	—	—	—	<u>X</u>	—
CHMIDT, D.	<u>X</u>	—	—	—	—
CHMIDT, V.	<u>X</u>	—	—	—	—
TIER	<u>X</u>	—	—	—	—
ALARICO	<u>X</u>	—	—	—	—
DATE:	<u>8-28-79</u>	—	—	—	<u>Charles W. Westerman</u> CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE
RESOLUTION) No. J-142-79 on the 28th day of August ^{'79}, 19____.
ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Winfield C. Mayo Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of August, 1979, at the hour of 11:30 o'clock M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 31st day of August, 1979,
at the hour of 10:30 o'clock M., E.S.T.

John E. Knobbe
MAYOR

- To Soliv [→]
1. Refer to EDC for comment
 2. Bring ordinance to Council making it mandatory
~~beg~~ to go to EDC before coming to council.
- Held until Aug. 21

Bill No. S-79-07-26

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance

AUTHORIZING HOOISIER TERMINAL COMPANY TO ASSIGN A LEASE DATED

9/15/76 AND TO AUTHORIZE GADIEUX REFINERY, INC. A NOTE AND

MORTGAGE DATED 9/15/76 IN THE ORIGINAL AMOUNT OF \$710,000.00

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance Do PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

JAMES S. STIER

JOHN NUCKOLS

DONALD J. SCHMIDT

Vivian G. Schmidt
William T. Hinga
James S. Stier

DSchmidt

8-28-79

CONCURRED IN

DATE CHARLES W. WESTERMAN, CITY CLERK

Please ask Mr. Salin:

1. To draft a resolution to send to the Council providing that any changes in EDC bonds be resubmitted to the EDC before being presented to the City Council.
2. Request that Salin be present on August 21 to explain the changes in 79-07-26.

Howard Breyer: -